

MAR. 22. 2004 4:25PM

MACPHERSON KWOK CHEN

NO. 269 P. 1

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### FACSIMILE COVER

OFFICIAL

|              |  |                  |                |
|--------------|--|------------------|----------------|
| Date:        | March 22, 2004   |                  |                |
| To:          | Examiner Kimlien T. Le   | Fax Telephone #: | (703) 872-9306 |
|              | USPTO  |                  |                |
| From:        | Jon W. Hallman   | Date Sent:       | March 22, 2004 |
| Subject:     | Response to Final Office Action for<br>Application Serial No. 09/542,681 | Time Sent:       | 3:52 PM        |
| Client/File: | M-8379 US  | Fax Operator:    | erh            |

This transmittal consists of 10 total page(s), including this cover sheet.

#### Message:

Please find the following attached:

- Transmittal Letter (in duplicate)
- Request for Continued Examination (RCE) Transmittal
- Response to Final Office Action

If you do not receive all pages, please call (949) 752-7040

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT(S) NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

**MacPherson Kwok Chen & Heid LLP**

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March 22, 2004

Mail Stop AMENDMENT  
 Commissioner For Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Re: Applicant(s): Curtis M. Pleiss and Stanton M. Keeler  
 Assignee: DPHI Acquisitions, Inc.  
 Title: Structure And Method For Storing Data On Optical Disks  
 Serial No.: 09/542,681  
 Examiner: Kimlien T. Le  
 Docket No.: M-8379 US  
 Filed: April 3, 2003  
 Group Art Unit: 2653

Dear Sir:

Transmitted herewith are the following documents in the above-identified application:

- (1) Facsimile Cover Sheet;
- (2) This Transmittal Letter (in duplicate);
- (3) Request for Continued Examination (RCE) Transmittal; and
- (4) Response to Final Office Action.

- ☒ No additional fee is required.  
☐ The fee has been calculated as shown below:

**CLAIMS AS AMENDED**

|                       | Claims Remaining<br><u>After Amendment</u> |       | Highest No.<br>Previously<br><u>Paid For</u> |   | Present<br><u>Extra</u> | <u>Rate</u> | Additional Fee |
|-----------------------|--|-------|--|---|-------------------------|-------------|----------------|
| Total Claims          | 11   | Minus | 37   | = | 0                       | x \$9.00    | \$ 0           |
| Independent<br>Claims | 1  | Minus | 5  | = | 0                       | x \$43.00   | \$ 0           |

**Total additional fee for this Amendment:**

\$

- ☒ Conditional Petition for Extension of Time: If an extension of time is required for timely filing of the enclosed document(s) after all papers filed with this transmittal have been considered, an extension of time is hereby requested.

- ☐ Please charge our Deposit Account No. 50-2257 in the amount of

\$

0

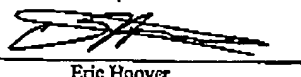
- ☒ Also, charge any additional fees required and credit any overpayment to our Deposit Account No. 50-2257

**Total:**

\$

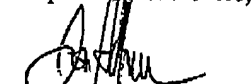
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I hereby certify that this correspondence is being facsimile transmitted to (703) 872-9306: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 22, 2004.

  
 Eric Hoover

March 22, 2004  
 Date of Signature

Respectfully submitted,

  
 Jon W. Hallman  
 Attorney for Applicants  
 Reg. No. 42,622

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